

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

ANTHONY S.,

Plaintiff,

Case No.: 3:23-cv-61

vs.

COMMISSIONER OF THE SOCIAL
SECURITY ADMINISTRATION,

District Judge Michael J. Newman
Magistrate Judge Elizabeth Preston Deavers

Defendant.

**ORDER: (1) ADOPTING THE REPORT AND RECOMMENDATION OF THE
UNITED STATES MAGISTRATE JUDGE (Doc. No. 17); (2) OVERRULING
PLAINTIFF’S OBJECTIONS (Doc. No. 18); (3) AFFIRMING THE COMMISSIONER’S
NON-DISABILITY FINDING; AND (4) TERMINATING THIS CASE ON THE
COURT’S DOCKET**

This Social Security appeal is before the Court on the Report and Recommendation issued by United States Magistrate Judge Elizabeth Preston Deavers (Doc. No. 17), to whom this case was referred pursuant to 28 U.S.C. § 636(b). Judge Deavers recommended that the Administrative Law Judge’s (“ALJ’s”) non-disability finding be affirmed. Plaintiff objects to the Report and Recommendation (Doc. No. 18), and the Commissioner has not responded.

Upon careful *de novo* consideration of the foregoing, the Court determines that the Report and Recommendation sets forth the applicable law and is well reasoned. Accordingly, it is hereby **ORDERED** that: (1) the Report and Recommendation is **ADOPTED**; (2) Plaintiff’s objections are **OVERRULED**; (3) the ALJ’s non-disability finding is **AFFIRMED**; and (4) this case is

TERMINATED on the docket. The Clerk of Court is **ORDERED** to enter judgment in the Commissioner's favor pursuant to Fed. R. Civ. P. 58.

IT IS SO ORDERED.

March 27, 2024

s/Michael J. Newman
Hon. Michael J. Newman
United States District Judge